

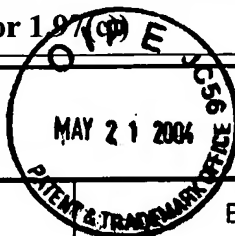
3731
4

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(e))			Docket No. 15174	
In Re Application Of: Katsumi Sasaki				
Serial No. 10/029,627	Filing Date December 21, 2001	Examiner Vy Q. Bui	Group Art Unit 3731	
Title: SURGICAL OPERATION INSTRUMENT				
<p style="text-align: center;">Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p> <p style="text-align: center;">37 CFR 1.97(b)</p> <p>1. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p style="text-align: center;">37 CFR 1.97(c)</p> <p>2. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p style="padding-left: 40px;"><input checked="" type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p style="text-align: center;">OR</p> <p style="padding-left: 40px;"><input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p> <div style="text-align: right; margin-top: 50px;"><p>RECEIVED MAY 26 2004 TECHNOLOGY CENTER R3700</p></div>				

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
15174

In Re Application: Katsumi Sasaki



Serial No.
10/029,627

Filing Date
December 21, 2001

Examiner
Vy Q. Bui

Group Art Unit
3731

SURGICAL OPERATION INSTRUMENT

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on May 19, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

Thomas Spinelli

Typed or Printed Name

***This certificate may only be used if paying by deposit account.**

Signature

Dated: May 19, 2004

Thomas Spinelli
Registration No. 39,533
SCULLY, SCOTT, MURPHY & PRESSER
400 Garden City Plaza
Garden City, NY 11530
(516) 742-4343
TS:jap

RECEIVED

MAY 26 2004

TECHNOLOGY CENTER R3700

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Katsumi Sasaki

Examiner: Vy Q. Bui

Serial No.: 10/029,627

Art Unit: 3731

Filed: December 21, 2001

Docket: 15174

For: SURGICAL OPERATION INSTRUMENT

Dated: May 19, 2004

Conf. No.: 5083

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
MAY 26 2004
TECHNOLOGY CENTER R3700

INFORMATION DISCLOSURE STATEMENT

Sir:

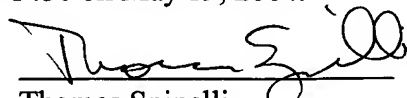
In accordance with 37 C.F.R §§1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. United States Patent No. 5,901,895, issued to Heaton et al., dated May 11, 1999; and
2. United States Patent No. 5,618,294, issued to Aust et al., dated April 8, 1997.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 19, 2004.

Dated: May 19, 2004

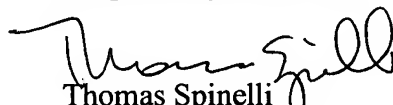

Thomas Spinelli

The references were cited in a Search Report dated May 4, 2004 received from the European Patent Office. Applicant is submitting copies of the above-cited references, together with a copy of the Search Report. The relevance of the above-identified references has been described in the Search Report.

This Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b).

Further, the undersigned hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Also enclosed is a Statement Pursuant to 37 C.F.R. § 1.704(d).

Respectfully submitted,


Thomas Spinelli
Registration No. 39,533

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

TS:jap



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Katsumi Sasaki
Serial No.: 10/029,627
Filed: December 21, 2001
For: SURGICAL OPERATION INSTRUMENT
Conf. No.: 5083
Examiner: Vy Q. Bui
Art Unit: 3731
Docket: 15174
Dated: May 19, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT PURSUANT TO 37 C.F.R. § 1.704(d)

Sir:

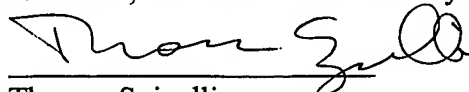
I hereby state that each item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

RECEIVED
MAY 26 2004
TECHNOLOGY CENTER R3700

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

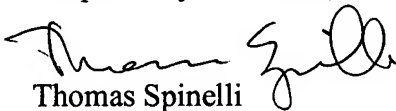
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 19, 2004.

Dated: May 19, 2004


Thomas Spinelli

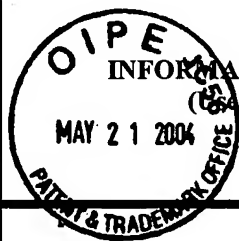
Therefore, this Information Disclosure Statement cannot be considered a failure to engage in reasonable efforts to conclude prosecution of the application under paragraphs (c)(6), (c) (8), (c) (9), or (c) (10) of 37 C.F.R. § 1.704.

Respectfully submitted,


Thomas Spinelli
Registration No. 39,533

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

TS/jap



INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

Docket Number (Optional)
15174

Application Number
10/029,627

Applicant(s)

Katsumi Sasaki

Filing Date

December 21, 2001

Group Art Unit

3731

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,901,895	5/11/1999	Heaton et al.			
		5,618,294	4/8/1997	Aust et al.			

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

RECEIVED
MAY 26 2004
TECHNOLOGY CENTER R3700

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

--	--	--

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.